

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Harris L. Winns,

NO. C 08-02622 JW

Plaintiff,

v.

**ORDER TERMINATING MOTIONS FOR
LEAVE TO APPEAL IN FORMA
PAUPERIS AND TO APPOINT
COUNSEL**

Blakely Sokoloff Taylor & Zafman, LLP, et al.,

Defendants.

Presently before the Court are Plaintiffs' Motions for Leave to Appeal *In Forma Pauperis* and to Appoint Counsel. (See Docket Item Nos. 67, 68.) Although Plaintiff filed these motions with the Court, these motions appear to be directed to the Ninth Circuit Court of Appeals.

Accordingly, the Clerk of Court shall terminate the Motions from this Court's docket.

Dated: January 23, 2009



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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9 **Dated: January 23, 2009**

Richard W. Wieking, Clerk

10 **By: /s/ JW Chambers**
11 **Elizabeth Garcia**
12 **Courtroom Deputy**